IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 15889 of 1999

Between:

S.Venkata Sesha Reddy S/o.Lakshmi Reddy, Contractor,

Aged aged 45 years, R/o.Thelluru (Village),

T.Thummalapalle Post, Thonduru (M),Cuddapah District.

..... PETITIONER

AND

1.The Principal Secretary, Panchayat Raj and Rural Development,

Govt. of A.P., Secretariat, Hyderabad.

2. The Engineer-in-Chief, Panchayat Raj, Yerramanzil,

Hyderabad.

3. The Superintending Engineer, Panchayat Raj, Cuddapah,

Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ or order more particularly one in the nature of Writ of Mandamus declaring the action of the3rd respondent to call for the tenders by clubbing all the individual works in the District into viable financial units i.e, all 114 works into 26

items mentioned in the annexure to the impugned tender notice in Rc.No.HD/4/99-2000, Dt.10.7.1999 is illegal, arbitrary and against the G.O.Ms.No.195, dated 10.5.1999 issued by the first respondent herein and contrary to the guidelines are issued by the 2nd respondent, Chief Engineer, Panchayat Raj Department, Hyderabad, in vide Circular Memo.No.T1/29042/96, Dt.30.03.1999 and consequently set aside the impugned tender notice dt.10.7.1999 and also direct the respondents to call for the tenders individually.

For the Petitioner: MR.S.GANGADHAR REDDY, Advocate.

For the Respondents: Govt. Pleader for Panchayat Raj.

The Court made the following :

ORDER

Pursuant to the judgment of this court dt. 10-3-98 in WP No.12975/96 and batch, reported in SRI JANAKIRAMA VADDARA LABOUR CONTRACT CO-OPERATIVE SOCIETY V. EXECUTIVE ENGINEER (1998(3) ALT 808 DB), the Government issued G.O.Ms.No.52 Transport, Roads & Buildings (B.I-1) dt. 18-3-2000 granting certain concessions to the Labour Contract Co-operative Societies of Scheduled Castes and Scheduled Tribes with regard to deposit of EMD amount at the time of filing tenders. In view of the same, no cause survives for adjudication.

The writ petition is accordingly dismissed. No costs.

07-07-2004

cs/kmr

To

1.The Principal Secretary, Panchayat Raj and Rural Development,

Government of A.P., Secretariat, Hyderabad.

2.The Engineer-in-Chief, Panchayat Raj, Yerramanzil, Hyderabad.

3.The Superintending Engineer, Panchayat Raj, Cuddapah,

Cuddapah District.

4.2 CCs to the Government Pleader for Panchayat Raj, High Court

Buildings,Hyderabad (O.U.T.).

5.2 CD copies.